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8
9 **BEFORE THE**
10 **BOARD OF REGISTERED NURSING**
11 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

12 In the Matter of the Accusation Against:

Case No. 2009-149

13 **TIFFANY RENEA FAHRNI**
aka TIFFANY RENE SOTO
14 1308 N. Dunworth Court
Visalia, California 93292

A C C U S A T I O N

15 Registered Nurse License No. 551769

16 Respondent.
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19 Ruth Ann Terry, M.P.H., R.N. ("Complainant") alleges:

20 **PARTIES**

21 1. Complainant brings this Accusation solely in her official capacity as the
22 Executive Officer of the Board of Registered Nursing ("Board"), Department of Consumer
23 Affairs.

24 2. On or about February 9, 1999, the Board issued Registered Nurse License
25 Number 551769, to Tiffany Renea Fahrni, also known as Tiffany Renea Soto ("Respondent").
26 The license will expire on December 31, 2008, unless renewed.

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1 (b) If a committee determines that a registered nurse, who is denied
2 admission into the program or terminated from the program, presents a threat to
3 the public or his or her own health and safety, the committee shall report the name
4 and license number, along with a copy of all diversion records for that registered
5 nurse, to the board's enforcement program. The board may use any of the records
6 it receives under this subdivision in any disciplinary proceeding.

7 COST RECOVERY

8 8. Code section 125.3 provides, in pertinent part, that the Board may request
9 the administrative law judge to direct a licensee found to have committed a violation or
10 violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation
11 and enforcement of the case.

12 DRUGS

13 9. "Stadol," a brand of butorphanol tartrate, is a Schedule IV controlled
14 substance pursuant to Health and Safety Code section 11057, subdivision (c)(3).

15 10. "Phenergan," a brand name of promethazine is a dangerous drug within the
16 meaning of Business and Professions Code section 4022 in that it requires a prescription under
17 federal law.

18 RESPONDENT'S TERMINATION FROM BOARD'S 19 DIVERSION PROGRAM

20 11. On or about January 2, 2004, Respondent enrolled in the Board's
21 Diversion Program. On or about December 7, 2005, the Diversion Evaluation Committee
22 ("DEC") terminated Respondent from the Diversion Program for noncompliance/public risk.

23 FIRST CAUSE FOR DISCIPLINE

24 **(Falsified, Made Incorrect or Inconsistent Entries In Hospital or Patient Records)**

25 12. Respondent is subject to discipline under Code section 2761(a), on the
26 grounds of unprofessional conduct as defined in Code section 2762(e), in that between
27 December 17, 2003, and December 18, 2003, while employed as a registered nurse at Central
28 Valley General Hospital, located in Hanford, California, Respondent falsified, made grossly
incorrect, grossly inconsistent or unintelligible entries in hospital or patient records for patients to
whom Respondent was not assigned, as follows:

1 **Patient A:**

2 a. On or about December 17, 2003, at 2150 hours, Respondent signed out
3 one 25 mg. ampule of Phenergan for administration. Respondent failed to document the
4 administration or account for the disposition of the 25 mg. of Phenergan in any hospital or patient
5 record. Furthermore, Respondent was not assigned to care for this patient.

6 b. On or about December 18, 2003, at 0414 hours, Respondent signed out
7 one 25 mg. ampule of Phenergan for administration. Respondent failed to document the
8 administration or account for the disposition of the 25 mg. of Phenergan in any hospital or patient
9 record.

10 **Patient B:**

11 c. On or about December 18, 2003, at 0015 hours, Respondent signed out
12 one 2 mg. vial of Stadol for administration. Respondent failed to document the administration or
13 account for the disposition of the 2 mg. of Stadol in any hospital or patient record.

14 d. On or about December 18, 2003, at 0653 hours, Respondent signed out
15 one 25 mg. ampule of Phenergan for administration without a physician's order. Respondent
16 failed to document the administration or account for the disposition of the 25 mg. of Phenergan
17 in any hospital or patient record.

18 **Patient E:**

19 e. On or about December 18, 2003, at 0110 hours, Respondent signed out
20 one 2 mg. vial of Stadol for administration without a physician's order. Respondent failed to
21 document the administration or account for the disposition of the 2 mg. of Stadol in any hospital
22 or patient record. Furthermore, Respondent was not assigned to care for this patient.

23 **SECOND CAUSE FOR DISCIPLINE**

24 **(Obtain, Possessed and Self-Administered Controlled Substances)**

25 13. Respondent is subject to discipline under Code section 2761(a), on the
26 grounds of unprofessional conduct, as defined in Code section 2762(a), in that in and between
27 November 2003, and December 18, 2003, while employed as a registered nurse at Central Valley
28 General Hospital, located in Hanford, California, Respondent did the following:

1 a. Respondent obtained Stadol, a controlled substance, by fraud, deceit,
2 misrepresentation or subterfuge or by the concealment of a material fact in violation of Health
3 and Safety Code section 11173(a), by signing out Stadol for administration to various patients
4 and taking the controlled substance for her own personal use.

5 b. Respondent possessed Stadol and Morphine, controlled substances, in
6 violation of Code section 4060, in that Respondent did not have a prescription to possess those
7 controlled substances.

8 c. Respondent self-administered Stadol and Morphine, controlled substances,
9 without the direction to do so from a licensed physician and surgeon, dentist or podiatrist.

10 **PRAYER**


11 **WHEREFORE**, Complainant requests that a hearing be held on the matters
12 herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

13 1. Revoking or suspending Registered Nurse License Number 551769, issued
14 to Tiffany Renea Fahrni, also known as Tiffany Renea Soto;

15 2. Ordering Tiffany Renea Fahrni, also known as Tiffany Renea Soto, to pay
16 the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this
17 case, pursuant to Code section 125.3; and,

18 3. Taking such other and further action as deemed necessary and proper.

19 DATED: 1/6/08

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22 RUTH ANN TERRY, M.P.H., R.N.
23 Executive Officer
24 Board of Registered Nursing
25 Department of Consumer Affairs
26 State of California
27 Complainant
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